



GARY E. JOHNSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
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PETER MAGGIORE
SECRETARY

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

July 22, 2002

Dr. Inés Triay, Manager
Carlsbad Field Office
Department of Energy
P. O. Box 3090
Carlsbad, New Mexico 88221-3090

Mr. John Lee, General Manager
Westinghouse TRU Solutions LLC
P.O. Box 2078
Carlsbad, New Mexico 88221-5608

**RE: EXTENSION OF TIME FOR RESPONSE TO NOTICE OF DEFICIENCY, CLASS 3
PERMIT MODIFICATION REQUEST FOR CENTRALIZED WASTE CONFIRMATION
WIPP HAZARDOUS WASTE FACILITY PERMIT
EPA I.D. NUMBER NM4890139088**

Dear Dr. Triay and Mr. Lee:

On July 15, 2002, NMED received a letter from the Department of Energy's Carlsbad Field Office and Westinghouse TRU Solutions LLC (**the Permittees**) requesting additional time to respond to a Notice of Deficiency (**NOD**) issued by NMED on June 19, 2002. The NOD identified the information necessary for NMED to consider preparation of a draft permit for the Centralized Waste Confirmation Facility (**CCF**) Class 3 permit modification request. The extension request identified both the range of issues raised in the NOD and other modification requests currently in process as justification for seeking an additional 180 days to provide a response to NMED.

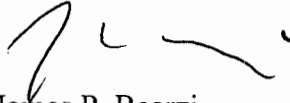
NMED hereby approves a 180-day extension to the response timeframe and expects a response to the NOD by January 15, 2003. The Permittees may wish to meet informally with NMED to seek clarification of any aspect of the NOD prior to developing a response. If you have any questions regarding this matter, please contact Steve Zappe of my staff at (505) 428-2517.

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Dr. Inés Triay
Mr. John Lee
July 22, 2002
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Sincerely,

A handwritten signature in black ink, appearing to read 'James P. Bearzi', with a stylized flourish at the end.

James P. Bearzi
Chief
Hazardous Waste Bureau

cc: Greg Lewis, NMED WWMD
John Kieling, NMED HWB
Steve Zappe, NMED HWB
Chuck Noble, NMED OGC
Betsy Forinash, EPA ORIA
Laurie King, EPA Region 6
Connie Walker, TechLaw
File: Red WIPP '02